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MAR 02 2005  
UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/505,283	08/18/2004	Igal Salkiner	04545/LH

### CONFIRMATION NO. 3787

01933  
FRISHAUF, HOLTZ, GOODMAN & CHICK, PC  
767 THIRD AVENUE  
25TH FLOOR  
NEW YORK, NY 10017-2023

### FORMALITIES LETTER



\*OC000000014654095\*

Date Mailed: 12/02/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### *Filing Date Granted*

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1-13.

#### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

03/03/2005 MBIZUNES 00000016 10505283  
01 FC:2051 65.00 0P

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*7ed*  
*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



MAR 02 2005

Attorney Docket No. 04545/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): Igal SALKINDER, ET AL

Serial No. : 10/505,283

Filed : August 18, 2004

For : MAGNETO-MESSAGE SYSTEM

Art Unit : 3736

Customer No.: 01933

**SUBMISSION OF SIGNED DECLARATION**

Commissioner for Patents  
Alexandria, VA 22313-1450

Att: MS MISSING PARTS

S I R :

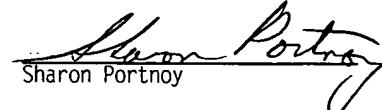
Responsive to the Patent Office Notice (copy attached) mailed December 2, 2004, the term for response to which has been extended by one-month by Petition filed concurrently herewith to March 2, 2005, submitted herewith is a Declaration executed by the inventors. The enclosed Declaration identifies the application by (a) inventors' names and (b) title of invention. See MPEP 602 (Identification of Application).

Also submitted herewith are the following:

1. Transmittal Letter submitting new set of Formal Drawings including new amended Fig. 2;
2. Preliminary Amendment; and

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date noted below.

  
Sharon Portnoy

Dated: February 28, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card (Form PTO-2038 attached hereto), authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.

3. Information Disclosure Statement, PTO/SB/08B and eight publications.

**RE: FILING RECEIPT**

**1. INCORRECT SPELLING OF FIRST NAMED INVENTOR'S LAST NAME**

It is noted that on the Transmittal Letter, the last name of the first named inventor was incorrectly typed.

The correct last name of the first-named inventor is

--SALKINDER--

The enclosed executed Declaration correctly sets forth the first-named inventor's last name (37 CFR 1.48(f)). The first-named inventor's full name is Igal SALKINDER.

**2. DOMESTIC PRIORITY DATA AS CLAIMED BY APPLICANT**

The Transmittal Letter dated August 18, 2004 listed Israeli Application No. PCT/IL02/00543 claiming priority under 35 USC 120. However, on the Filing Receipt under the heading **DOMESTIC PRIORITY DATA AS CLAIMED BY APPLICANT**, the USPTO incorrectly listed PCT/IL02/00513. It is respectfully requested that the Patent Office correct its records to indicate that Priority Under 35 USC 120 is claimed for:

--PCT/IL02/00543-

Attached is a copy of the Filing Receipt, marked-up in red, setting forth the corrections to be made.

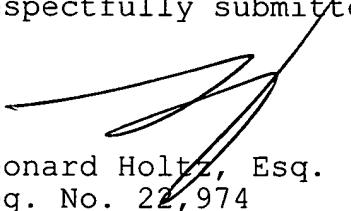
It is respectfully requested that the Patent Office issue a corrected Filing Receipt and correct its records accordingly.

Submitted herewith is a PTO-2038 form authorizing the charge of \$65.00 (SMALL ENTITY).

Authorization is also given to charge any additional fees which may be required to Deposit Account No. 06-1378.

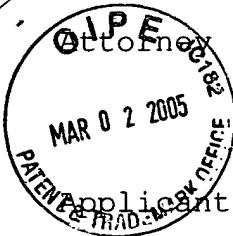
It is respectfully requested that prosecution on the merits now proceed.

Respectfully submitted,



Leonard Holtz, Esq.  
Reg. No. 22,974

Frishauf, Holtz, Goodman & Chick, P.C.  
767 Third Avenue - 25th Floor  
New York, New York 10017-2023  
Tel. No. (212) 319-4900  
Fax No. (212) 319-5101  
LH:sp



Attorney Docket No. 04545/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): SALKINDER et al.

Serial No. : 10/505,283

Filed : August 18, 2004

For : MAGNETO-MASSAGE SYSTEM

Art Unit : 3736

Customer No.: 01933

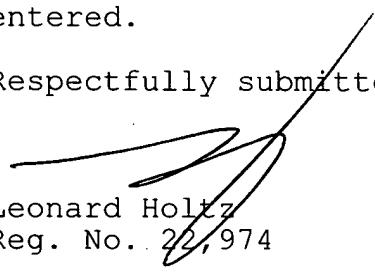
**SUBMISSION OF CORRECTED FORMAL DRAWING**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

Submitted herewith are thirteen sheets of formal drawings, Figs. 1-13, which should replace the informal drawings presently on file. The new formal drawings include the amended Fig. 2 (See the Preliminary Amended filed concurrently herewith). No new matter has been added. It is respectfully requested that the new formal drawings submitted herewith be approved and entered.

Respectfully submitted,

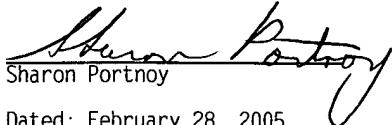
  
Leonard Holtz  
Reg. No. 22,974

February 28, 2005

Frishauf, Holtz, Goodman & Chick, P.C.  
767 Third Avenue - 25th Floor  
New York, New York 10017-2023  
Tel. No. (212) 319-4900  
Fax No. (212) 319-5101  
LH:nps

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Sharon Portnoy

Dated: February 28, 2005

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